

**MOVEMENT MORTGAGE LLC, et al.,**

**Plaintiffs,**

**v.**

**INTERCONTINENTAL CAPITAL GROUP,**  
**INC.,**

**Defendant.**

**THIS MATTER IS BEFORE THE COURT** on “Intercontinental Capital Group, Inc.’s Motion For Leave To File Under Seal” (Document No. 54) filed February 13, 2024. This motion has been referred to the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b), and immediate review is appropriate. Having carefully considered the motion and the record, and noting the Counter-Defendants’ lack of opposition to the instant motion in communications with counsel, the undersigned will grant the motion.

A party who seeks to seal any pleading must comply with the Local Rules of this Court.

Local Civil Rule(“LCvR”) 6.1 provides in relevant part as follows:

**(a) *Scope of Rule.*** To further openness in civil case proceedings, there is a presumption under applicable common law and the First Amendment that materials filed in this Court will be filed unsealed. This Rule governs any party’s request to seal, or otherwise restrict public access to, any materials filed with the Court or used in connection with judicial decision- making. As used in this Rule, “materials” includes pleadings and documents of any nature and in any medium or format.

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(c) ***Motion to Seal or Otherwise Restrict Public Access.*** A party's request to file materials under seal must be made by formal motion, separate from the motion or other pleading sought to be sealed, pursuant to LCvR 7.1. Such motion must be filed electronically under the designation "Motion to Seal." The motion must set forth:

- (1) A non-confidential description of the material sought to be sealed;
- (2) A statement indicating why sealing is necessary and why there are no alternatives to filing under seal;
- (3) Unless permanent sealing is sought, a statement indicating how long the party seeks to have the material maintained under seal and how the matter is to be handled upon unsealing; and
- (4) Supporting statutes, case law, or other authority.

LCvR 6.1. It appears that the requirements of LCvR 6.1(c)(1) through (4) have been adequately met.

By the instant motion, Defendant Intercontinental Capital Group, Inc. seeks to seal "Intercontinental Capital Group, Inc.'s Response To Counter-Defendants' Motion To Extend Deadlines In Court's Pretrial Order And Case Management Plan" (Document No. 55) and the exhibits attached thereto (Document Nos. 55-1 – 55-7). (Document No. 54). Defendant contends that these documents contain "confidential business, financial, and operational documents and information," which have been designated as "'Confidential' or 'Attorneys Eyes Only' under the Stipulated Protective Order." *Id.* at pp. 1, 4.

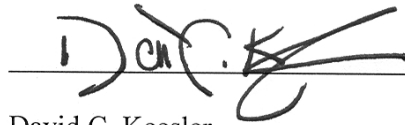
Having considered the factors provided in LCvR 6.1(c), the Court will grant the motion to seal. Noting that the time for public response has not run to this motion, the Court will consider any objection to this Order from non-parties as an objection to the motion, requiring no additional burden for any non-party under the Federal Rules of Civil Procedure. See Local Rule 6.1(e).

**IT IS, THEREFORE, ORDERED** that “Intercontinental Capital Group, Inc.’s Motion For Leave To File Under Seal” (Document No. 54) is **GRANTED**. Document No. 55 and the attached exhibits shall remain under **SEAL** until otherwise ordered by this Court.

**IT IS FURTHER ORDERED** that Defendant shall file a redacted version of Document No. 55 on or before **February 20, 2024**.

**SO ORDERED.**

Signed: February 13, 2024

  
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David C. Keesler  
United States Magistrate Judge

